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6 **UNITED STATE DISTRICT COURT**
7 **WESTERN DISTRICT of WASHINGTON**
8 **AT SEATTLE**

9 UNITED STATES of AMERICA,)
10)
11 Plaintiff,) CASE NO: CR15-391RAJ
12)
13 vs.) MOTION FOR 60 DAY
14) CONTINUANCE BASED ON
15 SCHUYLER P. BARBEAU, pro se,) NEWLY DISCOVERED
16) EVIDENCE
17 Defendant.)
18 _____)

19 NOW COMES, SCHUYLER P. BARBEAU, Defendant, pro se, and moves this
20 Honorable Court to grant this MOTION FOR 60 DAY CONTINUANCE BASED ON
21 NEWLY DISCOVERED EVIDENCE for the following reasons:

22 1) Mr. Barbeau requested copies of Discovery for his case from the Government
23 that he had not received throughout his 18 month detainment at the FDC. The
24 Government provided the requested Discovery on May 24, 2017 wherein Mr. Barbeau
25 and his paralegal went through the Discovery together at the FDC.

26 Mr. Barbeau found in the Grand Jury transcripts in the testimony of F.B.I. Agent
27 Daniel Bennett that he perjured himself. Mr. Barbeau realizes that making this allegation

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1 is serious yet Mr. Barbeau can prove to this Court that Agent Daniel Bennett did in fact
2 perjure himself to the Grand Jury in the case a bar.

3
4 Mr. Barbeau needs time to research the law, prepare and file documents for this
5 Court in order for Mr. Barbeau to have a fair trial with Due Process.

6 2) At the Pre-trial and Motion hearing held on May 24, 2017, this Court heard
7 arguments on Mr. Barbeau's Motion to Compel Production of Nevada Discovery
8 regarding Ammon Bundy, et al., Case No: 3:16-CR-0051-BR. The Government explained
9 to this Court that they had spoken to the investigating F.B.I. Agents in Nevada and they
10 were sure that no recording of an interview took place with Mr. Barbeau with an F.B.I.
11 undercover Production Company that would hold any relevance to his case.
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13 On June 1, 2017, the Government gave Mr. Barbeau's standby counsel a
14 Discovery disk of a three hour interview with Mr. Barbeau from the undercover
15 Production Company.

16 In listening to a portion of the interview with his standby counsel, Mr. Barbeau is
17 certain that he can use the interview recording for his defense yet he needs time to have
18 the recording properly transcribed, research case law, prepare and file documents to this
19 court in order for Mr. Barbeau to have a fair trial with Due Process.
20

21 For the aforementioned reasons, Mr. Barbeau urges this Honorable Court to grant
22 this MOTION FOR 60 DAY CONTINUANCE BASED ON NEWLY DISCOVERED
23 EVIDENCE.
24

25 So Signed this 2nd day of June, 2017 with a copy served to the ASUA via U.S.

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1 mail sent June 2, 2017 under the mandates of HAINES v KERNER, 92 Sct 595,
2
3 "Allegations of pro se complaint are held to less stringent standards as lawyers..."
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5 Respectfully Submitted,

6
7 Schuyler P. Barbeau
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27 s/Carrie Aenk - Court Appointed Paralegal
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